

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
WESTERN DIVISION
No. 5:19-CV-509-D

SYNGENTA CROP PROTECTION, LLC,)
)
Plaintiff,)
)
v.)
)
ATTICUS, LLC,)
)
Defendant.)

ORDER

This matter is before the court on Defendant's motion to seal Exhibit 1 to the Declaration of Robert J. Scheffel in support of Defendant's Motion to Compel Discovery Regarding Plaintiff's Foreign Privilege Claims and Privilege Log. Defendant seeks to seal the filing on the ground it contains confidential business and trade-secret information, including information concerning the parties' business relationships, (Def.'s Mot. Seal [DE #535] at 2.) Defendant has filed a proposed redacted version of the document, omitting the portions it contends should not be available to the public.

For the reasons set forth in Defendant's motion and supporting memorandum, the court grants Defendant's motion to seal. The court finds that the public's common law right of access is outweighed by the interests of the parties and third-party manufacturers in protecting against competitive and/or financial harm were such information made public. *In re Knight Publ'g Co.*, 743 F.2d 231 (4th Cir. 1984).

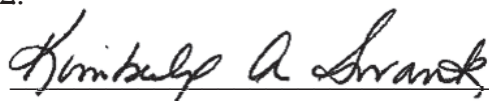
Public notice of the request to seal the documents and a reasonable opportunity to object have been provided by the filing of Defendant's motion, and no objections have been filed with the court. Defendant has narrowly tailored its request to remove only information that is sensitive and confidential and not otherwise publicly known. Furthermore, the parties have since settled all matters in controversy between them. Consequently, the sealed document will not be the subject of any ruling by the court.

CONCLUSION

For the foregoing reasons, it is hereby ORDERED as follows:

1. Defendant's Motion to Seal [DE #535] is GRANTED. Exhibit 1 to the Declaration of Robert J. Scheffel in support of Defendant's Motion to Compel Discovery Regarding Plaintiff's Foreign Privilege Claims and Privilege Log [DE #500-2] shall be SEALED.
2. The clerk shall UNSEAL the redacted version of the exhibit, which was provisionally sealed upon filing [DE #536] unless a motion to seal is filed within seven (7) days of the date this order is entered.

This 22nd day of December 2022.



KIMBERLY A. SWANK
United States Magistrate Judge